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3      **Entered on Docket**  
4      **February 18, 2011**

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8      **Hon. Linda B. Riegle**  
9      **United States Bankruptcy Judge**

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12      **UNITED STATES BANKRUPTCY COURT**  
13  
14      **DISTRICT OF NEVADA**

15  
16      In Re: THE RHODES COMPANIES, LLC

17  
18      BK CASE NO.: 09-14814-LBR

19  
20      Chapter 11

21  
22      **ORDER SCHEDULING**  
23      **SETTLEMENT CONFERENCE**

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25      **Conference Dates: April 7, 2011**  
26      **Conference Time: 9:00 a.m.**

27      Debtor(s) /

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29      A settlement conference regarding Objection to James Rhodes' proof of claim No. 814-33  
30 (Docket #1149) is hereby ordered to commence on April 7, 2011 at 9:00 a.m. before Judge Gregg  
31 W. Zive at the Foley Federal Building, 3rd Floor, 300 Las Vegas Blvd., S., Las Vegas, Nevada.

32      All counsel of record that will be participating in the trial of this case, all parties appearing  
33 pro se, if any, and all individual parties must be present.

34      In case of non-individual parties, counsel shall arrange for a representative, with binding  
35 authority to settle, to be present in court for the duration of the settlement conference. Only upon  
36 obtaining an order from the settlement conference judge in advance of the settlement conference  
37 may a client participate telephonically.

1           **Any requested exception to the attendance requirements must be submitted to the  
2 settlement conference judge for approval in advance of the settlement conference.**

3           **PREPARATION FOR SETTLEMENT CONFERENCE**

4           *No later than seven business days before the settlement conference, the parties shall  
5 exchange written settlement offers.* No later than four business days before the settlement  
6 conference each party shall submit a confidential settlement conference statement, ***which will  
7 include a copy of the last settlement offer,*** to the **chambers of Judge Zive** for in camera  
8 review. If not timely submitted, sanctions may be imposed. The settlement conference statement  
9 shall be no longer than 5 double-spaced pages. The settlement conference statement shall contain  
10 the  
following:

- 11           1.       A brief statement of the nature of the action.
- 12           2.       A concise summary of the evidence that supports your theory of the case, including  
13 information documenting your damages claims. You may attach to your statement a limited number  
14 of documents or exhibits that are especially relevant to key factual or legal issues.
- 15           3.       A brief analysis of the key issues involved in the litigation.
- 16           4.       A discussion of the strongest points in your case, both legal and factual, and a frank  
17 discussion of the weakest points as well. The court expects you to present a candid evaluation of the  
18 merits of your case.
- 19           5.       A further discussion of the strongest and weakest points in your opponents' case,  
20 but only if they are more than simply the converse of the weakest and strongest points in your case.
- 21           6.       A history of settlement discussions, if any, which details the demands and offers  
22 which have been made, and the reasons they have been rejected.
- 23           7.       The settlement proposal that you believe would be fair.
- 24           8.       The settlement proposal that you would honestly be willing to make in order to  
25 conclude this matter and stop the expense of litigation.

26           The settlement conference statement should be delivered to chambers in an envelope clearly  
27 marked "Contains Confidential Settlement Brief" or faxed to the settlement conference judge.  
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2       The purpose of the settlement conference statement is to assist the judge in preparing for  
3 and conducting the settlement conference. In order to facilitate a meaningful conference, your  
4 utmost candor in responding to all of the above listed questions is required. The confidentiality of  
5 each statement will be strictly maintained and following the conference, the statements will be  
6 destroyed.

7           **DO NOT SERVE A COPY ON OPPONING COUNSEL. DO NOT DELIVER OR MAIL**  
8 **THE STATEMENT TO THE CLERK'S OFFICE.**

9           **The settlement conference shall not be continued or vacated without prior approval**  
10 **of the judge assigned to the case.**

11           **FAILURE TO APPEAR WILL RESULT IN THE IMPOSITION OF SANCTIONS. IF THE**  
12 **MATTER IS SETTLED BEFORE THE SETTLEMENT CONFERENCE DATE, THE PARTIES**  
13 **MUST NOTIFY THE SETTLEMENT CONFERENCE JUDGE'S CALENDAR CLERK SO THAT**  
14 **THE MATTER CAN BE TAKEN OFF CALENDAR.**

15  
16       BNC Notice to:  
17       Nile Leatham  
18       Edward M. McDonald  
19       Shirley S. Cho  
20       Zachariah Larson  
21       Anne M. Loraditch  
22       U.S. Trustee-LV-11

23       Mail Notice to:  
24       Akin Gump Strauss Hauer & Feld  
25       Philip C. Dublin  
26       Meredith A. Lahaie  
27       Abid Qureshi  
28       Christopher Clore  
29       One Bryant Park  
30       New York, NY 10036

31       James I Stang  
32       10100 Santa Monica Blvd. #1100  
33       Los Angeles, CA 90067

# CERTIFICATE OF NOTICE

District/off: 0978-2  
Case: 09-14814

User: hookssl  
Form ID: pdf910

Page 1 of 1  
Total Noticed: 6

Date Rcvd: Feb 18, 2011

The following entities were noticed by first class mail on Feb 20, 2011.  
atty +JAMES I STANG, 10100 SANTA MONICA BLVD #1100, LOS ANGELES, CA 90067-4111  
+ABID QURESHI, ONE BRYANT PARK, NEW YORK, NY 10036-6728  
+AKIN GUMP STRAUSS HAUER & FELD, ONE BRYANT PARK, NEW YORK, NY 10036-6728  
+CHRISTOPHER CLORE, ONE BRYANT PARK, NEW YORK, NY 10036-6728  
+MEREDITH A LAHAIE, ONE BRYANT PARK, NEW YORK, NY 10036-6728  
+PHILIP C. DUBLIN, ONE BRYANT PARK, NEW YORK, NY 10036-6728

The following entities were noticed by electronic transmission.  
NONE.

TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*  
NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 20, 2011

Signature:

